

U.S.A. vs

Jesus Velasquez-Hernandez

No. 08mj185

The Court is ☐ excludable delay, under the section indicated by check ( ☒ ),

commenced on 1-23-08 and ended on 1-28-08; ( )  
( )

- 3161(h)  
☐ (1) (A) Exam of defendant for mental or physical incapacity  
☐ (1) (B) NARA examination (28:2902)  
☐ (1) (D) State or Federal trials or other charges pending  
☐ (1) (E) Interlocutory appeals  
☐ (1) (F) Pretrial motions (from flg to hrg or other prompt dispo)  
☐ (1) (G) Transfers from other district (per FRCrP 20, 21 & 40)  
☐ (1) (J) Proceedings under advisement not to exceed thirty days  
☐ Misc proc: Parole or prob rev, deportation, extradition  
☐ (1) (H) Transportation from another district or to/from examination or hospitalization in ten days or less  
☐ (1) (I) Consideration by Court of proposed plea agreement  
☐ (2) Prosecution deferred by mutual agreement  
☒ (3) (A) (B) Unavailability of defendant or essential witness  
☐ (4) Period of mental or physical incompetence of defendant to stand trial  
☐ (5) Period of NARA commitment or treatment  
☐ (6) Superseding indictment and/or new charges  
☐ (7) Defendant awaiting trial of co-defendant when no severance has been granted  
☐ (8) (A) (B) Continuances granted per (h) (8) - use "T" alone if more than one of the reasons below are given in support of continuance  
☐ (8) (B) (I) 1) Failure to grant a continuance in the proceeding would result in a miscarriage of justice and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial. (Continuance - miscarriage of justice)  
☐ 2) Failure to grant a continuance of the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted. (Continuance - tendered a guilty plea)  
☐ (8) (B) (ii) 2) Case unusual or complex  
☐ (8) (B) (iii) 3) Indictment following arrest cannot be filed in thirty (30) days  
☐ (8) (B) (iv) 4) Continuance granted in order to obtain or substitute counsel, or give reasonable time to prepare (Continuance re counsel)  
☐ 3161(I) Time up to withdrawal of guilty plea  
☐ 3161(b) Grand jury indictment time extended thirty (30) more days

Date 1/23/08

JMA  
Judge's Initials

A  
B  
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